

DOCKET NO. FST CV 15 6048103-S : SUPERIOR COURT

DONNA L. SOTO, ADMINISTRATRIX : JUDICIAL DISTRICT  
OF THE ESTATE OF VICTORIA L. : OF FAIRFIELD  
SOTO, DECEASED, ET AL. : AT BRIDGEPORT

V. :

BUSHMASTER FIREARMS : DECEMBER 11, 2015  
INTERNATIONAL, LLC, ET AL.

**MOTION TO DISMISS**  
**THE FIRST AMENDED COMPLAINT**  
**AS TO RIVERVIEW SALES, INC. AND**  
**DAVID LaGUERCIA'S**

The Defendants Riverview Sales, Inc. and David LaGuercia (Riverview Defendants) hereby respectfully move this Court to dismiss the instant action for the reason that this Court lacks subject matter jurisdiction over the matter as to the Riverview Defendants due to their statutorily immunity from suit in state court afforded pursuant to Practice Book § 10-30(a)(1) and the Protection of Lawful Commerce in Arms Act 15 U. S. Code §§ 7901 et seqq. (PLCAA). The Riverview Defendants also move to dismiss Plaintiffs' claims against them for violation of the Connecticut Unfair Trade Practices Act, Conn. Gen. Stat. §§ 42-110a et seqq. (CUTPA) for lack of the Plaintiffs' standing to raise a CUTPA claim as to the Riverview Defendants based upon the allegations of the First Amended Complaint, all of which is more fully explained in a Memorandum of Law, attached hereto and made a part hereof.

DEFENDANTS RIVERVIEW ARMS, INC. and  
DAVID LaGUERCIA

.../s/ Peter M. Berry (417451)...  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the December 11, 2015, I caused to be served a copy of the foregoing document on all counsel of record listed below, via the Court's ECF system.

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.../s/ Peter M. Berry (417451)...  
Commissioner of the Superior Court